

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 6103 OF 2005

The State of Maharashtra ..Applicant

Vs.

Devidas Mahadu Thombre ..Respondent

Mr. K.V. Saste, APP for Applicant-State.

Mr. R.D. Suryawanshi for respondent.

**CORAM: B.H. MARLAPALLE & R.S. MOHITE, JJ.**

**Date : February 14, 2007.**

**P.C.:**

. Heard Mr. Saste the learned APP for Applicant-State.

. The State has filed this application for leave to appeal against the order of acquittal for the offence punishable under Section 302 of IPC.

. We have perused the reasoning in support of the finding recorded by the learned trial Judge and we are satisfied that leave to appeal is required to be granted in this case.

. Hence, leave to appeal under Section 378(3) of Cr.P.C. is hereby granted.

. Appeal is admitted.

. Action under Section 390 of Cr.P.C. to be taken by the trial court.

(R.S. Mohite, J.)

(B.H. Marlapalle, J.)